



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Alfred S. Despres III et al.
Serial No.: 10/749,136
Filed: 12/30/03
For: MODULAR CONNECTION FOR ORTHOPEDIC
COMPONENT

Group Art Unit: 3679

Examiner: unknown

Attorney's Docket No.: HAYES-2 CON

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED
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January 3, 2005

(DATE OF DEPOSIT)

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P.O. Box 1450
Alexandria, VA 22313-1450

James A. Sheridan

(NAME OF ATTORNEY)

James A. Sheridan 1/3/05

(SIGNATURE)

January 3, 2005

(DATE OF SIGNATURE)

Sir:

RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION - FILING DATE GRANTED

In response to the outstanding NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED, Applicants
hereby respectfully submit the following:

(1) one (1) check in the amount of \$ 1000.00 to cover the
statutory basic filing fee, this charge having been calculated on
the basis of Large Entity status;

(2) one (1) check in the amount of \$130.00 to cover the surcharge for the late payment of the filing fee, this charge having been calculated on the basis of Large Entity status;

(3) a SUPPLEMENTAL PRELIMINARY AMENDMENT; and

(4) a duplicate copy of the NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED, as requested in the Notice; and

In the event that any additional fees may be required to be paid in connection with this submission, please charge the same, or credit any overpayment, to Deposit Account No. 16-0221.

Respectfully submitted,

James A. Sheridan 1/3/05

James A. Sheridan

Registration No. 43,114

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/749,136	12/30/2003	Alfred S. Despres III	HAYES-2 CON

CONFIRMATION NO. 4064

FORMALITIES LETTER



OC000000013708440

 Mark J. Pandiscio
 Pandiscio & Pandiscio
 470 Totten Pond Road
 Waltham, MA 02154

Date Mailed: 09/02/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$252** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1152** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$252**

01/07/2005 DEMMANU1 00000065 10749136

 02 FC:1001 790.00 OP
 03 FC:1051 130.00 OP

 Repln. Ref: 01/07/2005 DEMMANU1 0022515200
 DA#160221 Name/Number:10749136
 FC: 9204 \$210.00 CR

- \$252 for 14 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
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*A copy of this notice **MUST** be returned with the reply.*



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PART 2 - COPY TO BE RETURNED WITH RESPONSE